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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

KURT NYBERG AND SANDRA NYBERG,

Plaintiffs,

vs.

ELI LILLY AND COMPANY

Defendants.

Case No. C 06 1178 SC

**NOTICE OF VOLUNTARY DISMISSAL**

**HON. SAMUEL CONTI**

NOTICE IS HEREBY GIVEN that pursuant to Fed. R. Civ. Pro. 41(a), Plaintiffs voluntarily dismiss the above-captioned action without prejudice.

Dated: April 18, 2006

**LEVIN SIMES KAISER & GORNICK LLP**



Emily Charley  
Attorneys for Plaintiffs